

On Jan. 5, 1996, Eckstein reviewed and edited a draft affidavit Farris had sent. He executed the affidavit on Jan. 8. The Eckstein affidavit described his entry to the Hudson matter and some, but not all, of his specific communications with the Department about the application.<sup>507</sup> It also quoted at length the May 8, 1995, O'Connor letter to Ickes. The affidavit described briefly Eckstein's meetings with both Duffy and Babbitt on July 14, 1995, including this reference to the Babbitt discussion:

I asked the Secretary if he would delay the release of the decision on the Tribes' application until the following Monday to allow time for the Tribes to attempt to respond to the political pressure being exerted against the application. Secretary Babbitt said that the decision could not be delayed because Presidential Deputy Chief of Staff Harold Ickes had called the Secretary and told him that the decision had to be issued that day.

Eckstein testified that he did not spend a lot of time on the affidavit, and that it certainly did not purport to be a complete chronicle of his dealings with Interior. In particular, Eckstein testified that it did not reference all of the elements of his meeting with Babbitt on July 14, including his showing Babbitt the O'Connor May 8 letter and Babbitt's rhetorical question about political contributions by Indians.<sup>508</sup> Eckstein said he was aware of these shortcomings at the

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<sup>506</sup>(...continued)  
contributions element of the July 14 Babbitt meeting. Eckstein had no recollection of mentioning the Indian contributions remark during the December 1995 meeting with Friebert and Farris, but he stated that he would have described it if the attorneys had asked him directly about it, particularly since he knew they were working with Havenick, to whom Eckstein had told the full details.

<sup>507</sup>For example, it does not document Eckstein's April 6 phone discussion or his May 17 meeting with Babbitt, his May 31 meeting with Skibine and Hartman, or his July phone contacts with Babbitt and Duffy.

<sup>508</sup>There also were one or two inaccuracies in the affidavit. For example, Eckstein's billing records indicate that he was working on Hudson with Goff and Havenick by April 5,  
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